



Vol. XXIX, Issue 19

Ca Ma Hinaḡo wira | Deer Pawing Moon

October 16, 2015



Will Decorah is now a Badger, Koenig on watch list for Bob Cousy Award

Page 6



Attorney General's opinion on General Council resolutions delivered

Page 10

Ho-Chunk Nation sponsors Badger Honor Flight, sends 88 veterans to Washington D.C.

Ken Luchterhand
Staff Writer

Veterans from all over the state took the opportunity to visit the war memorials in Washington D.C. as part of the Badger Honor Flight on Saturday, October 9.

The group of 88 veterans, four World War II veterans, 81 Korean War veterans, and three who served in both the Korean War and Vietnam War, took off from Dane County Airport in Madison for the journey, but not before a 5 a.m. send-off ceremony.

"It was one of the most moving and emotional days I've ever had," said Judy Whitehorse, who served as a guardian on the trip. "I was truly honored to take part in this memorable occasion."

The Ho-Chunk Nation was a sponsor for the flight, donating \$22,500 for the cause. This is the fourth year in a row the Ho-Chunk Nation has sponsored a flight. Each of the veterans and guardians on the flight received a jacket with the Ho-Chunk Nation seal sewn on the upper chest area. Also, each veteran received a souvenir gift bag upon the return.

One Ho-Chunk veteran, George Stacy Sr. was among those that was

aboard the flight and visited the memorials that day. He was accompanied by his son, George Stacy Jr., who served as guardian. George Sr. is a Korea veteran and George Jr. served in Panama.

"I had previously visited these places a few years ago, but this was my Dad's first trip into the city," George Stacy Jr. said. "He previously passed through, but only was at the airport. I do know he did enjoy it overall."

At the send-off ceremony on Saturday morning, Ho-Chunk member Lt. Col. D.J. Klauser of the Wisconsin Army National Guard spoke about the Ho-Chunk people and of Cpl. Mitchell Red Cloud Jr. and his heroic actions during the Korean War conflict. He told the story of how Red Cloud had been standing guard when the Chinese soldiers began to infiltrate the area.

While other soldiers retreated to inform others of the attack, Red Cloud stood his ground, back against a tree and continued to fire until he was mortally wounded. Upon further inspection following the incident, Red Cloud had left a trail of many dead Chinese

soldiers and had died trying to protect his fellow soldiers. Klauser said.

Although the send-off ceremony, the flight and visiting the memorials were considered wonderful and appreciated events, many would agree the welcoming ceremony at the Washington D.C. airport and the welcome home ceremony that night at the Dane County Airport were the most emotional.

"Having the responsibility of being a guardian for Korean veteran Kenneth Soda was gratifying in itself," Whitehorse said. "He talked about the times he was in Korea as a young soldier. He cried several times throughout the day. When we landed in D.C., I also cried as we were greeted by hundreds of people cheering for and thanking the veterans as we walked through the airport."

During the "Welcome Home" ceremony at the Dane County Airport, Ladies Must Swing," a 19-piece big brass band, provided the songs of the 1930s and 1940s, such as "Boogie Woogie Bugle Boy" and "Sentimental Journey."

"From his reaction, the



George Stacy Sr. receives a hero's reception during the 'Welcome Home' ceremony at Dane County Airport in Madison. He is being escorted down the aisle by his son, George Stacy Jr.

most memorable part of the experience would have to be the reception we got at the Madison airport," George Stacy Jr. said.

Whitehorse agreed that the return ceremony was the most emotional.

"I held my veteran's arm as we walked though as he was in awe at seeing everyone. I will cherish this memory for a long time. I'm so grateful to the Ho-Chunk Nation and the Badger Honor Flight committee for this experience they share with our Honored Veterans. It was a very long day, but every single minute of it was a joy."

Badger Honor Flight President Brian Ziegler said the event is important so that veterans get the appreciation and recognition they deserve.

Continued on Page 5



Judy Whitehorse served as a guardian to Korean War veteran Kenneth Soda for the Badge Honor Flight to Washington D.C.



INSIDE SCOOP...

Editorial	Page 2
News	Page 3
News / Legals	Page 4
Honor Flight	Page 5
Sports	Page 6
Health / Donations	Page 7
Legislative Minutes	Page 8-9
GC Actions	Page 10-12
HC Forward	Page 13
Notices	Page 14
Announcements	Page 15
Good News	Page 16

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TEL: (800) 472-3089 FAX: (715) 284-7852
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What does General Council resolution to legalize and sell marijuana on tribal land really mean?

Marlon WhiteEagle
Editor

It's been nearly a month since the Ho-Chunk Nation's General Council Annual Meeting, where the General Council voted to pass a resolution to Legalize and Sell Marijuana on Tribal Land. The passage of such a resolution grabbed the attention of local media and state officials who wonder what impact it'll have for Wisconsin, if any.

The General Council has spoken. In essence, the voting outcome says, let's do something, anything, to increase our per capita payments.

The likelihood of this resolution becoming Ho-Chunk Nation law is slim. Wisconsin is a Public Law 280 state, which means the state has criminal jurisdiction on tribal lands. Wisconsin has not legalized marijuana, so it remains illegal to grow, possess or sell.

Tribes could retrocede from the Public Law 280 status if they meet requirements and all parties agreed on the action. Most Wisconsin tribes nearly meet the requirements of having a court systems in place, but would not receive state and local police services.

The Ho-Chunk Nation Legislature has not acted on the passage of the General Council resolution. The Ho-Chunk Nation Attorney General

issued an opinion on all the General Council resolutions, which is included in this issue of the Hocak Worak.

The Ho-Chunk Nation Legislature has expressed economic and medicinal interest in the legalization and sale of marijuana. How many campaigns included "increase per capita" promise?

Vice.com reports, "The Ho-Chunk Nation, a Native American Tribe in Wisconsin, for example, paid the firm Powers Pyles Sutter & Verville \$200,000 in the second and third quarters of 2014 to lobby Congress and federal agencies in several area, including marijuana-related issues. One problem they're trying to address is that state laws don't apply to Native American tribes, so the tribe needs federal approval to grow marijuana on their 4,500-acre land trust or to sell it in Indian Health Service pharmacies, said Susan Waukon, a representative in the Ho-Chunk legislature."

"I think that if it were to become legalized, we would want to be able to grow it. But I think the big thing is to be able to dispense it in our pharmacies," Waukon said. "We know there are great medical uses for it and we don't want to have to not be able to sell it to make money and to help people."

"This is a time of research and discovery. We have to look at the good and bad side of it," said District 2 Representative Henning Garvin.

The Ho-Chunk Nation Traditional Court, which is made of clan leaders of the Ho-Chunk Nation, is adamantly opposed to legalizing and selling marijuana. The court discussed the negative impacts of the drug and how increased per capita is the catalyst vote outcome.

Increased per capita through selling marijuana kind of begs the question: how far is too far to increase per capita?

Do we have a goal-driven government? Let's say our goal is to increase per capita. Are we doing everything we can to bring in revenue? What moves are we making to increase per capita?

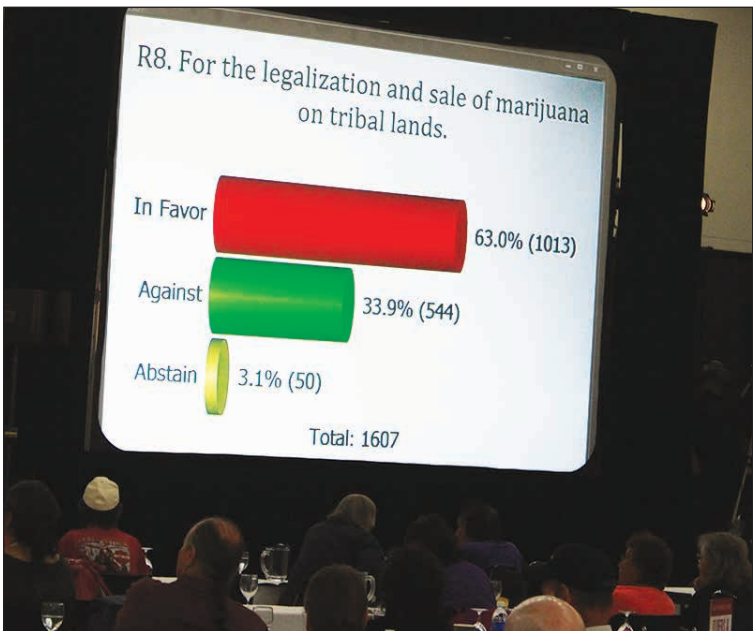
We sell tobacco. We make gambling available. Both can be harmful. We sell alcohol in our casinos, but not at our convenience stores. We could open a chain of liquor stores to increase revenue.

Auto manufacturing has been moving to Mexico or Canada to become more profitable. Would auto manufacturing on tribal trust land be successful? What about producing biomass energy?

There's a lot of options out there.

On the flipside, how much per capita is enough? Is per capita meant to be the sole source of income for Ho-Chunk families? Is per capita making our people lethargic?

The marijuana resolution is almost the perfect resolution



The General Council resolution to legalize and sell marijuana on tribal land was passed on September 19, 2015.

to point out the varying economic attitudes of tribal members. Were all "yes" voters pot smokers living off of per cap? Let's admit that marijuana doesn't have a completely clean image. Neither does selling it.

At General Council, I saw a parking lot full of nice cars. I know not everyone is not driving nice cars, but the point is the Ho-Chunk Nation does very well with gaming. It helps fund social programs that offer jobs and services for tribal members.

It reminds me of my days at San Diego State, when I would sit with my bro along a high traffic area during the lunch hour and watch girls pass by. He didn't have a girlfriend at the time or any

possibilities on the horizon. One day, I told him he was just like one of those guys talking about fishing at the bait shop and never casting a line. I give him the advice to stay out of the bait shop and go fishing.

I support efforts to increase per cap, but that doesn't necessarily mean it has to fall solely on a decision to sell marijuana.

Years of talking about increased per capita and nothing happening is like staying in the bait shop. "Yes" voters of the marijuana resolution want to get out and go fishing.

Let's see if we find a "gone fishing" sign hanging on the nation's door sometime soon.

A letter to the Editor and My Fellow Ho-Chunk People,

I am writing this letter to voice concern with the petition going around the District 4 area for a recall election for our District 4 (D4) Legislator, Shelby Visintin, to be removed from office. There is no good cause for such action. If such an election was to happen it could potentially cost the Nation upwards of \$300,000 (one election for a recall and one for another election for D4, Seat 1). Why would we be a part in costing our Nation thousands of more dollars for such a cause when our current legislator has done nothing in her position to warrant such action?

Since Ms. Visintin took office in 2011, she has worked diligently alongside other legislators to look out for our best interests, and has been able to secure many accomplishments for the Milwaukee area through her hard work and commitment. We have obtained funding for Housing in the amount of \$3 million, which has not been accomplished thus far by any other legislator that has represented this area. She additionally advocated for great strides in the policies of the Home Ownership Program to be changed that benefit the entire Nation. Our services were secured and programs maintained that are offered to the D4 tribal members down here when they were in jeopardy of being cut. We now have more employment opportunities for those

programs/services with the addition of 3 more positions (Community Elder Representative, Maintenance Worker, and Language Teacher for the Indian Community School). We received \$350,000 for a renovation for our Milwaukee Branch Office, allowing us a new beautiful building helping to better serve our community. Many of our tribal members use the facility for birthdays, memorials, and community gatherings. We gained representation for this district in terms of Tribal Aging Unit (TAU) representation for Milwaukee on the TAU board. We have been able to donate and sponsor various activities for tribal members and organizations specific to the Milwaukee Area such as a rabies clinic, school supplies for our youth, and the revival of our representation at the Indian Summer Festival held every year here in Milwaukee just to name a few.

We should be concentrating on moving forward in a positive direction and not being a part of such an unfounded endeavor. We just got notice that there will be a Christmas bonus again this year given to all of us. Let's stay positive and focus on the great accomplishments our legislators and other leaders have been a part of.

Thank You For Your Time,
Tanya Torres-Funmaker,
D4 Tribal Member

Social Services observes Orange Shirt Day



Employees of the Child and Family Services Division of Ho-Chunk Nation Social Services wore orange apparel on Wednesday, September 30, in recognition of Orange Shirt Day. The observance is held in communities across the United States and Canada to honor the children who survived the Indian Residential Schools and remember those who never made it home. Orange Shirt Day is a legacy of the St. Joseph Mission (SJM) residential school commemoration event held in Williams Lake, B.C., Canada, in the spring of 2013. The date was chosen because it is the time of year in which children were taken from their homes to residential schools, and because it is an opportunity to set the stage for anti-racism and anti-bullying policies for the coming school year. Orange Shirt Day is also an opportunity for First Nations, local governments, schools and communities to come together in the spirit of reconciliation and hope for generations of children to come.

Meeting to discuss emergency plans when dealing with Emerald Ash Borer

Ken Luchterhand
Staff Writer

The insect has arrived and now we all have to be on guard. It's the Emerald Ash Borer (EAB) and the beetles will destroy many ash trees in the state.

What makes it even more of a crisis is the role black ash plays in the Ho-Chunk culture. It's the key ingredient for making hand-woven baskets, according to Mark Gawron, forester with Ho-Chunk Nation Department of Natural Resources.

"What spurred our action is that the Emerald Ash Borer was found in Jackson County on August 12," Gawron said. "We definitely have to take some action."

To decide what that course of action will be, a meeting on the topic is planned starting at 9 a.m. Wednesday, October 28, at the Ho-Chunk Gaming – Black River Falls Hotel Conference Room.

To help with the educational process, Kjetil Garvin has been contacting the basket-makers and Gawron intends to

notify many by mail.

At the upcoming HCN Basket Makers and Pounders Meeting, the main speaker will be Kelly Church, who is Ojibwa from Hopkins in the lower peninsula of Michigan.

"She comes from an area that the ash trees have been devastated by the Emerald Ash Borer," Gawron said. "They are presently going through what we will in two or three years."

Gawron said he believes Church will have some answers to the problem that may help to minimize the impact and damage to Wisconsin ash trees.

The results and comments from the meeting will be used to devise an EAB Response Plan, drafted by Gawron. Also, he has been studying the various emergency plans used by other agencies.

"I went to a conference on the subject in Bemidji, Minnesota. They have been studying intensely the use of cloning the ash trees of individual ash trees that are resistant to the effects of the Emerald Ash



Emerald ash borer larvae feed on the vascular systems of American ash trees leaving S-shaped tunnels under the tree's bark.



The Emerald Ash Borer has been spotted in Jackson County.



The larvae of these shiny green beetles tunnel beneath the bark of ash trees and gnaws away at the tree's vascular tissue killing the tree.

Borer," Gawron said. "Also, there are some insecticides on the market designed to help preserve the trees."

The whole northeastern quarter of the United States have a good population of ash trees which are under attack by the spreading population of Emerald Ash Borers. What fate will become of the ash trees is anyone's guess.

"Who knows whether ash trees will survive or be eliminated. There's no way to predict," he said.

In case ash trees will become, essentially, extinct in the United States, some people have resorted to gathering and preserving seeds from ash trees so that, once the threat of EAB is gone, ash trees can again be planted and established in the area.

There is an ash tree species known as the Manchurian ash that has proven to be resistant to the effects of the EAB. But some people question whether planting a foreign tree species is the answer.

"We'll have some better answers once we hear Kelly's (Church) presentation," Gawron said.



Over time the damage to the vascular tissue is fatal to trees.

Church has been working with many Native American tribes to address the issue of losing ash trees and also has been hired to instruct during basket making workshops.

Following the presentations at the meeting, time will be allotted for a question-and-answer session.

"We want basket makers to help set the course for the plan. I want them to come up with the decisions," Gawron said.

"I will assist but I want them to make the decisions.

Also helping with the EAB Response Plan is Greg Blick, community forester with the Ho-Chunk Nation DNR.

Basket makers and pounders are encouraged to call Gawron at (715) 284-2852.

Attention: The Next Deadline of the Hocak Worak will be Oct. 23rd which will be published on Oct. 30th. Please contact Enrollment at ext. 1015 if you have a change of address or would like to be placed on the mailing list.

The Hocak Worak is a periodical published twice monthly by the Ho-Chunk Nation. Editorials and articles appearing in the Hocak Worak are the responsibility of the authors and do not necessarily reflect the opinion or attitude of the Hocak Worak staff or the Ho-Chunk Nation.

The Hocak Worak encourages the submission of letters to the Editor. All letters must include the signature, address and telephone number of the author. Letters are subject to editing for grammar, length, malicious and libelous content.

The Hocak Worak reserves the right to reject any advertising, material, or letters submitted for publication. The submission of articles, poetry, artwork and photos is encouraged. The Editor makes the sole decision of what is published in the Hocak Worak. The Hocak Worak will not assume any responsibility for unsolicited material.

Submissions deadlines for the Hocak Worak are by 4:30 PM. We cannot guarantee the publication of submissions meeting these deadlines if the space is not available. No part of this publication may be produced without express written consent from the Editor.

HOCAK WORAK NEWSLETTER

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The Hocak Worak is a member of:

The Native American Journalist Association



Wisconsin State Patrol seeking Ho-Chunk applicants

Ken Luchterhand
Staff Writer

The Wisconsin State Patrol is looking for a few good men, or women, to become State Troopers. In fact, they are looking for Ho-Chunk members to fill some vacant spots.

“I think it is a great opportunity to help bring more diversity to the Wisconsin State Patrol, and to develop a relationship with the members of Ho-Chunk Nation,” said Lt. Adrian L. Logan of the Wisconsin State Patrol, Northwest Region.

“Anytime we can add quality employees of any race it is beneficial for all. We as an agency serve a population that is growing more diverse. So it only makes sense to recruit minorities to enhance that service,” he said.

At this point, Logan is just trying to establish contacts with Ho-Chunk members who can assist our agency with recruitment within the Ho-Chunk Nation.

“We have a shortage in the number of troopers that we are authorized to have. Although we don’t have a numerical goal for minorities, we are always cognizant of the fact that it is beneficial for us to have a diverse agency,” Logan said.

A career as a State Trooper is very challenging, rewarding and competitive, Logan said. The minimum age requirement is 18, a high school diploma or GED, and a person must have a two-year associate degree or 60 associate degree level credits or higher. More information can be found on the



Lt. Adrian L. Logan of the Wisconsin State Patrol

Department of Transportation website. Also, an applicant cannot have any felony convictions on their record, or any offense which if committed in Wisconsin could be punished as a felony.






Logan said such a career would be a perfect fit for many tribal members. “I know from my education that there is a long legacy of ethnic pride within the Ho-Chunk Nation,” he said. “A career with the Wisconsin State Patrol would provide a unique challenge for members seeking a rewarding career as a State Patrol Trooper or Inspector.”

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SUMMONS
(First Publication)
IN THE HO-CHUNK NATION TRIAL COURT
Jolyn M Beighley, Petitioner, v. William J Thunder, Respondent.
Case : CS 15-58

TO THE ABOVE-NAMED RESPONDENT: William J Thunder

You are hereby informed that you have been named a respondent in the above-entitled civil lawsuit. This legal notice of the *Petition to Register & Enforce a Foreign Judgment or Order* is now served upon you by publication. Your written *Answer* to the *Petition* must be filed with the Court on or before the twentieth day from the date of the second published issuance of this *Summons*. You may request a hearing within your written response. See RECOGNITION OF FOREIGN CHILD SUPPORT ORDERS ORDINANCE, 4 HCC § 2.5. Also, you must send or present a copy of your *Answer* to the opposing party listed above or to their attorney of record. Failure to file a timely *Answer* in the time allowed *can affect your right to object to the enforcement of the foreign judgment or order.* *Id.*, § 2.6c.

The Trial Court is physically located at Wa Ehi Hocira, W9598 Highway 54 East, Black River Falls, (Jackson County) Wisconsin. The Trial Court’s mailing address is P. O. Box 70, Black River Falls, WI 54615. The telephone number is (715) 284-2722, or toll free 800-434-4070, and the facsimile number is (715) 284-3136.

SUMMONS
(First Publication)
IN THE HO-CHUNK NATION TRIAL COURT
Jackie L. Blackdeer, Petitioner, v. Wayne R. Blackdeer Jr., Respondent.
Case : CS 15-67

TO THE ABOVE-NAMED RESPONDENT: Wayne R. Blackdeer Jr.

You are hereby informed that you have been named a respondent in the above-entitled civil lawsuit. This legal notice of the *Petition to Register & Enforce a Foreign Judgment or Order* is now served upon you by publication. Your written *Answer* to the *Petition* must be filed with the Court on or before the twentieth day from the date of the second published issuance of this *Summons*. You may request a hearing within your written response. See RECOGNITION OF FOREIGN CHILD SUPPORT ORDERS ORDINANCE, 4 HCC § 2.5. Also, you must send or present a copy of your *Answer* to the opposing party listed above or to their attorney of record. Failure to file a timely *Answer* in the time allowed *can affect your right to object to the enforcement of the foreign judgment or order.* *Id.*, § 2.6c.

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SUMMONS
(First Publication)
IN THE HO-CHUNK NATION TRIAL COURT
Kari A Littlegeorge, Petitioner, v. Brady H Greendeer, Respondent.
Case : CS 15-47

TO THE ABOVE-NAMED RESPONDENT: Brady H Greendeer

You are hereby informed that you have been named a respondent in the above-entitled civil lawsuit. This legal notice of the *Petition to Register & Enforce a Foreign Judgment or Order* is now served upon you by publication. Your written *Answer* to the *Petition* must be filed with the Court on or before the twentieth day from the date of the second published issuance of this *Summons*. You may request a hearing within your written response. See RECOGNITION OF FOREIGN CHILD SUPPORT ORDERS ORDINANCE, 4 HCC § 2.5. Also, you must send or present a copy of your *Answer* to the opposing party listed above or to their attorney of record. Failure to file a timely *Answer* in the time allowed *can affect your right to object to the enforcement of the foreign judgment or order.* *Id.*, § 2.6c.

The Trial Court is physically located at Wa Ehi Hocira, W9598 Highway 54 East, Black River Falls, (Jackson County) Wisconsin. The Trial Court’s mailing address is P. O. Box 70, Black River Falls, WI 54615. The telephone number is (715) 284-2722, or toll free 800-434-4070, and the facsimile number is (715) 284-3136.

SUMMONS
(First Publication)
IN THE HO-CHUNK NATION TRIAL COURT
Bette Jo White, Petitioner, v. Christeena Maureen White, Respondent.
Case : CS 15-70

TO THE ABOVE-NAMED RESPONDENT: Christeena Maureen White

You are hereby informed that you have been named a respondent in the above-entitled civil lawsuit. This legal notice of the *Petition to Register & Enforce a Foreign Judgment or Order* is now served upon you by publication. Your written *Answer* to the *Petition* must be filed with the Court on or before the twentieth day from the date of the second published issuance of this *Summons*. You may request a hearing within your written response. See RECOGNITION OF FOREIGN CHILD SUPPORT ORDERS ORDINANCE, 4 HCC § 2.5. Also, you must send or present a copy of your *Answer* to the opposing party listed above or to their attorney of record. Failure to file a timely *Answer* in the time allowed *can affect your right to object to the enforcement of the foreign judgment or order.* *Id.*, § 2.6c.

The Trial Court is physically located at Wa Ehi Hocira, W9598 Highway 54 East, Black River Falls, (Jackson County) Wisconsin. The Trial Court’s mailing address is P. O. Box 70, Black River Falls, WI 54615. The telephone number is (715) 284-2722, or toll free 800-434-4070, and the facsimile number is (715) 284-3136.

STATE OF WISCONSIN, CIRCUIT COURT, JACKSON COUNTY
Notice and Order of Hearing (For Publication)
IN THE INTEREST OF V.M.P.; DOB: 03/19/2010

Born to: Tasha M King
Case No. 2015JG000005
To: **Kric V Pettibone**
IT IS ORDERED:

This notice be published advising you that a petition for guardianship of the above named child be heard at the Jackson County Courthouse, Black River Falls, Wisconsin, 307 Main Street, on October 20, 2015 at 10:00 a.m.

You have the right to have an attorney present. If you desire to contest the matter and cannot afford an attorney, the state public defender may appoint an attorney to represent you.

If you fail to appear and the court finds grounds to grant guardianship of your child to another party, either a motion to seek relief from the judgment or a notice of intent to pursue relief from the judgment must be filed in the trial court within 30 days after the judgment is entered, in order to preserve the right to pursue such relief.

If you need help in this matter because of a disability, please call 715-284-0242.

BY THE COURT: /s/ Anna L. Becker, Circuit Court Judge, October 1, 2015

Badger Honor Flight

Continued from Page 1

“This is well overdue,” Ziegler said. “Many of the veterans are amazed that we are honoring them. They never got a ticker-tape parade when they returned home. And many haven’t talked about their experiences up to now. In a way, this is a way they can get some closure.”

And often the Badger Honor Flight is not just for the veterans, but also for the families of the veterans, he said. “Each situation is different,” Ziegler said. “Sometimes veterans who go on the trip persuade their veteran buddies to go, and sometimes it is members of the family who signed them up to go.”

The Madison-based group arranges four trips to Washington D.C. each year. This year the dates were April 30, May 21, September 24 and October 22.

So far, from the inception of the program until now, the

Badger Honor Flight was sent more than 5,000 people on the flight, Ziegler said.

All the flights are paid by donations, such as those provided by the Ho-Chunk Nation. But also many of the donations come from individuals.

“It impacts the families in a positive way,” Ziegler said. “Many times we receive donations in memorial of veteran family members who have passed away.”

Many people are responsible for making the event so successful.

“I also want to thank Cher Laubmeier, Brenda Neff and Jennifer WhiteEagle for being at Dane County Airport as we arrived home,” Whitehorse said. “They handed out souvenir gift bags from Ho-Chunk Gaming facilities as well as thanked each and every veteran.”



Lt. Col. D.J. Klauser speaks before the group of veterans and guardians as a check is presented from the Ho-Chunk Nation to Badger Honor Flight in the amount of \$22,500. Presenting the check is Ho-Chunk Gaming – Madison Group Sales Manager Judy Whitehorse and Ho-Chunk Gaming – Wittenberg Senior Public Relations Manager Joey Daniels to Badger Honor Flight President Brian Ziegler.



(Left photo) The ‘Ladies Must Swing’ band provided 30s and 40s music to the people in the airport who were waiting for the veterans and guardians to return.

(Right photo) Thundercloud Singers provided the music for the ceremony before the veterans and guardians left on their flight. Members of the Thundercloud Singers are (from left) Justice Green, Nathan Decorah, Ashley Decorah, and Jon Thundercloud.



(Bottom photo) A packed crowd waited to greet and cheer for their loved ones who flew to Washington D.C.



Happy 2nd Birthday

October 18, 2015

Emmett Kane White Eagle

You are definitely a blessing to all of us. Sending all of our love....Gaga Kristin, Dad Jordan, Mom Denessa, your jaziis Kyle and Joe, and all your family.

Friday, October 30th

Tomah Tribal Aging Unit

Soup Fund Raiser Bingo + Costume Party

11:30-4:00pm \$5.00 All-You-Can-Eat

Soup, Bread, Drinks + Dessert Bingo \$1.00 a game

Our Monthly Soup Fund Raiser + Bingo will have a twist!

Everyone who comes dressed in a costume will get a consolation prize!

We will also have a costume contest!

Our Costume contest will have the following categories:

Funniest Scariest Most original

Those in Our Costume Contest will have a chance to win:

*Movie Passes to Ho-Chunk Theater

*Dinner for two at Mexican Restaurant

*White Tail Crossing Gas Voucher

Will Decorah is now a Badger

Peter Lindblad
Reprinted from
The Waunakee Tribune

On Friday, Will Decorah practiced for the first time as a walk-on for the University of Wisconsin men’s basketball team.

Not so long ago, the former Waunakee star was simply going about his business as the Badgers’ manager. He had no idea he was about to get the promotion of a lifetime.

“A couple of weeks ago, I was in the office doing office work as a manager, and coach (Bo) Ryan informally asked, trying to gauge my interest, if I would be interested in walking on,” said Decorah. “I was at a loss for words.”

Decorah’s switch became official on Thursday, with an announcement on the men’s basketball page of www.uw-badgers.com.

His dad, Tim, believes he’s the first Waunakee graduate to play for the Badgers since Dave Roberts, who lettered at UW between 1964-66 and was on scholarship.

Stunned initially by Ryan’s query, Decorah took some

time to ponder the offer.

Laura Strang, the basketball secretary, who is also from Waunakee, convinced him to go to Ryan immediately if he wanted to take it.

“A week later, one of the ladies who works in the office motivated me to talk to coach if I was interested, and I went in and told him that absolutely, I was interested,” said Decorah.

A three-year letterwinner at Waunakee, Decorah was a key cog in the Warriors’ drive for three straight Badger North Conference championships.

He averaged 16 points per game as a senior and was a two-time all-conference selection.

On the football field, Decorah played quarterback and defensive end on two state championship teams. He broke the school’s single-season record for passing yards as a senior with 2,166.

Will’s dad, Tim Decorah, also has a connection to Ryan. Tim Decorah played for Ryan’s first national championship team at UW-Platteville in 1991. His sister, Emily, also

played college basketball, setting a Horizon League single-season record for 3-pointers in her junior year with 95.

After accepting the walk-on offer, Will Decorah filled out some paperwork. Just last Tuesday, he had to take a physical. Three days later, he took the court as a member of the Badgers.

Although he still isn’t sure what led to Ryan approaching him to be a walk-on, Will Decorah thinks it may have something to do with him once playing AAU ball alongside another current Badger Bronson Koenig.

Word of mouth may have also helped his cause. Will often played with Badger players at the college recreation center.

“He always knew I could play, but I had zero clue when he asked me what he was going to say,” said Will Decorah. “I was completely taken off guard. It was completely out of the blue.”

Transitioning from manager to player has been a whirlwind experience. Now, he says he has more resources

at his disposal, such as tutors and academic advisors, to help get through college.

In addition, Will has the chance to help one of the top basketball programs in the country reach its goals.

“It’s a lot more exciting than being a manager,” said Will, who one day hopes to coach college basketball. “But a lot of things are still the same. I’m in the same place, and I talk to the same people every day.”

However, his role has changed.

“Honestly, I have no expectations,” said Will Decorah. “I kind of need to prove to myself that I belong. I’m not worried about fitting in. I just need to prove it to myself.”

His first order of business is to get himself back in playing shape.

“I’ve been going along working out to stay healthy, but working out as an NCAA Division 1 basketball player is a whole other thing,” said Decorah.

Having already been through some weightlifting sessions with his teammates,



Will Decorah joins the Wisconsin Badgers basketball team as a walk-on.

Will Decorah is well on his way.

“I know I’m not going to be cracking the starting lineup,” said Will Decorah. “So there’s not a lot of pressure. I just have to be able to give the top seven or eight guys a good look in practice and give them the best look I can, be in the best shape I can be, and help them prepare the best I can.”

Hayes and Koenig named to preseason watch lists for national awards

Hayes a candidate for Julius Erving Award, Koenig up for Bob Cousy Award

Reprinted with permission from www.uwbadgers.com

Nigel Hayes and Bronson Koenig of the Wisconsin men’s basketball team were named to watch lists for the Julius Erving Award and Bob Cousy Award, respectively, as announced by the Naismith Memorial Basketball Hall of Fame on Tuesday.

Each watch list contains the top 20 players at its position, as the Julius Erving Award recognizes the top small forward in the nation and the Bob Cousy Award recognizes the top point guard in the country.

A preseason All-American from the Sporting News, Hayes started all 40 games for the Badgers last season and finished third on the team in

scoring (12.4 ppg) and second in rebounds (6.2 rpg). Koenig, also a junior, started the final 24 games a year ago, averaging 11.5 points and 2.7 assists per game, while shooting 50-for-113 (.442) from 3-point range over that stretch.

The Julius Erving Small Forward of the Year Award is named after the Hall of Famer and 11-time NBA All-Star, Julius Erving, and is in its second year of recognizing the best small forwards. The Bob Cousy Point Guard of the Year Award is named after Hall of Famer and former Boston Celtic, Bob Cousy, and is in its 13th season of recognizing the top point guards.

Former Badger and first-round NBA draft pick Sam

Dekker was one of five finalists for the Julius Erving Award last season in its inaugural year.

Wisconsin has had two Bob Cousy Award finalists in its history. Devin Harris was a finalist in 2004 and most recently Jordan Taylor was

in 2011. Taylor was also a preseason candidate again in 2012, as was Trevon Hughes in 2010 and Kammron Taylor in 2007.

Both watch lists will be narrowed down to 10 in mid-February and then five finalists will be selected in

March. Both winners of the award will be presented at the second annual ESPN College Basketball Awards Show live from Club Nokia in Los Angeles, California, on Friday, April 8.



Wisconsin Badger basketball players Nigel Hayes and Bronson Koenig named to watch list for national awards.

10th Annual Journey of Hope Conference

Thursday, November 5th & Friday, November 6th

Stoney Creek Lodge – Rothschild, WI

Registration on November 5th & November 6th

7:30 am to 8:30 am

Variety of keynote speakers and break-out sessions on health and cultural topics!

TO RESERVE A ROOM OR FOR MORE INFORMATION

PLEASE CONTACT:

Rachel Montana

888-685-4422 ext. 5039

rachel.montana@ho-chunk.com

LIMITED ROOMS AVAILABLE – FIRST COME FIRST SERVED

Reservations accepted through October 19th, 2015

Funded by the Special Diabetes Program for Indians & Ho-Chunk Nation

Speakers urge women to receive regular cancer screenings

Ken Luchterhand
Staff Writer

It's called the "Dream the Cure," part of the Wisconsin Pink Shawl Initiative and it's all about taking a stand against breast cancer.

Two ladies came to the Executive Building in Black River Falls to spread the word about screenings and early detection on Friday, October 2.

Carol Cameron from the Ojibwa tribe and Charlene Smith, a registered nurse with the Oneida, are volunteers who came to the Ho-Chunk Nation to talk to women about having cancer screenings performed.

The HCN Community Health Program sponsored a meal for all who attended. Also, door prizes were provided.

"Because we all have daughters, aunts and nieces,

we need to have this discussion," said Linda Delay of Ho-Chunk Community health after the event. There were two sessions: one in the morn-



Charlene Smith of the Pink Shawl Initiative speaks before an audience in the Executive Building cafeteria.

ing and one in the afternoon.

Although it was geared for women, some men attended and stayed for the presentation, which is important because the men are connected with the important women in their lives and can share the message.

Between the two sessions, a young Ho-Chunk woman who had breast cancer talked about having regular screenings and to go to the doctor immediately when something abnormal is discovered, Delay said. She has stage four cancer because she waited too long before going to the doctor.

According to the materials handed out at the event, it said "You can talk about awareness until you're pink in the face. Now it's time to talk about action. Don't ask them to schedule a screening – tell them over and over again. Silence is not an option when it comes to breast cancer."



Dana Pettibone, Jennifer White Dominguez, and Sondra Martinez share a few conversations of breast cancer detection and prevention.

Setting the table this holiday season

October 12, 2015 – November 12, 2015

Submitted by Joey Daniels, Senior Manager Public Relations, Ho-Chunk Gaming Wittenberg

Ho-Chunk Gaming Wittenberg will be conducting a food drive to help support two local food pantries for the upcoming holiday season. Bring in five non-perishable food items and receive \$5 rewards play, every day beginning October 12 through November 12, 2015. (Excluding Tuesdays and 11/7). The items must have an expiration date and date must not be prior to December 15, 2015.

The Wittenberg Food Pantry and the Tigerton Community Cupboard will split all donations received. Wittenberg Food Pantry has been in operation since 2008, serving around 50-55 households a month. Tigerton Community Cupboard has been in operation since 1975. They serve about 100 families a year plus more in emergency situations.

During the holiday season it is important to remember

those in need and that hunger is still a big issue in our community. According to Harvest to End Hunger Wisconsin:

- 13% of Wisconsinites experience the stress of hunger.
- Nearly 170,000 rural Wisconsinites are at risk of hunger.
- According to the Hunger in America 2014 study, the Feeding America food bank system in Wisconsin serves nearly 587,600 individuals a year, including over 185,000 children.
- 1 in 5 Wisconsin children lives at risk of hunger

We are proud to do our part to help support the end of hunger in our community. If you would like to get more involved or have questions please contact Tammy at the Wittenberg Food Pantry @ 715-253-2576 or Audrey at the Tigerton Community Cupboard @ 715-535-2728

Ho-Chunk Gaming Wittenberg is owned and operated by the Ho-Chunk Nation.

Ryli Decorah needs donation

My name is Ryli Decorah and I love to volunteer. I have been given the chance to volunteer in Central America and Mexico to work in schools, orphanages, and day cares to help children with education and hygiene. It would be perfect for me because I am going to school for Art Education, so I already have experience in the classrooms and with children. I'll be there for three weeks and I need your help! If you donate, you'll be giving me the opportunity to make a difference where it is needed. You can donate as little as ten dollars at: <https://www.fundmytravel.com/RyliAbroad/campaigns/RyliAbroad/view>. Show me some love! Thank you!"



Ryli Decorah will be volunteering in Central America and Mexico to work in schools, orphanages, and day cares to help children with education and hygiene.



October is National Domestic Violence Awareness Month!

Ho-Chunk Nation Domestic Abuse Division is hosting community walks to bring awareness to this devastating issue. Please come and join us for a nice walk, great information for the whole family, and a chance to win some amazing prizes!

“Love Shouldn’t Hurt...”

October 19th 10a-2p Tomah, Winnebago Park
October 21st 10a-2p La Crosse, Burns Park
October 23rd 10a-2p Nekoosa, Riverside Park

Together, we can take a stand, make a difference, and save a life!



HCN Domestic Abuse Division Domestic Abuse Crisis Hotline: 1-877-847-8689



Special Thanks to:

HO-CHUNK NATION
LEGISLATURE
REGULAR MEETING
EXECUTIVE OFFICES
BLACK RIVER FALLS, WI
SEPTEMBER 22, 2015

Call to Order: President Wilfrid Cleveland calls the meeting to order at 10:06 a.m.

Roll Call: President Wilfrid Cleveland - P
Rep. Andrea Estebo-P
Vice President Darren Brinegar -EX
Rep. David Greendeer-CC
Rep. Greg Blackdeer-P
Rep. Douglas Greengrass-EX
Rep. Lori Pettibone - P
Rep. Henning Garvin -P
Rep Kathy DeCamp-P
Rep. Shelby Visintin -CC
Rep. Forrest Whiterabbit -P
Rep. Matt Mullen -P
Rep. Kathyleen Lone Tree-Whiterabbit -P
Rep. Robert TwoBears- P

Determination of Quorum: Quorum is established at 10:06 a.m.

Opening Prayer: President Wilfrid Cleveland offered a word of prayer in Ho-Chunk.

Approval of Agenda: **MOTION** by Rep. Greg Blackdeer to approve the agenda as presented. Second by Rep. Andrea Estebo. 10-0-0 **MOTION CARRIED.** *Rep. David Greendeer not on the phone.*

Approval of Previous Meeting Minutes: **Regular Legislative Meeting August 8, 2015** **MOTION** by Rep. Andrea Estebo to approve the August 8, 2015 Legislative Meeting minutes with corrections. Second by Rep. Henning Garvin. 9-0-1 (Rep. Matt Mullen) **MOTION CARRIED.**

Regular Legislative Meeting August 9, 2015 **MOTION** by Rep. Andrea Estebo to approve the August 9, 2015 Legislative Meeting minutes as presented. Second by Rep. Greg Blackdeer. 8-0-2(Rep. Lori Pettibone, Rep. Shelby Visintin) **MOTION CARRIED.**

Twelve Clans, Inc. Board Meeting **MOTION** by Rep. Matt Mullen to table the Twelve Clans Inc. item until later in the meeting. Second by Rep. Kathyleen LoneTree-Whiterabbit. 10-0-0 **MOTION CARRIED.**

Ho-Chunk Forward and Lynwood Update **MOTION** by Rep. Andrea Estebo to table agenda items B. Ho-Chunk Forward Update and C. Lynwood Update until later in the Legislative Meeting. Second by Rep. Henning Garvin. 10-0-0 **MOTION CARRIED.**

Resolution-Credit Application Signature Authority-Sandra Gleason: **MOTION** by Rep. Andrea Estebo to table the Credit Application Signature Authority Resolution. Second by Rep. Henning Garvin. 8-1(Rep. Robert TwoBears)-1(Rep. Shelby Visintin) **MOTION CARRIED.**

Amendment to the Agenda: **MOTION** by Rep. Henning Garvin to amend the agenda to hear State Senator Julie Lassa. Second by Rep. Andrea Estebo. 10-0-0 **MOTION CARRIED.**

Senator Julie Lassa provides a discussion on issues across the State of Wisconsin.

Ho-Chunk Forward Update-William Lowe: Mr. Lowe provided a status update on the project. HCG-

Dells will be looking for additional funding at an upcoming Finance Meeting. The drawings and specs are done for the four sites that are to receive upgrades. HCG-Dells is experiencing a lag time, but is expected to have completion time of November. The scope of work has been modified for HCG-Dells, Rep. Robert TwoBears asked if the updated plans will be shared with Legislature. Mr. Lowe mentions the plans have changed and are updated on Share Point. HCG-Dells came to a resolution that bingo would stay in its current location. The scope of the project has been defined, including renovation of the gaming floor and Class II. Mr. Lowe would like to recommend that Class II not be renovated in the poker area, but recommends changing it to Class III non-smoking. He recommends moving the restaurant area renovations and the Skyway Walker to Phase II as these are for the large expansion of the project. Mr. Lowe is reviewing the studies for including a destination restaurant being a part of bigger venue. Rep. Matt Mullen asked about studies of 18-24 year olds in the gambling area and skiing resorts in the area. It was request that Mr. Lowe bring back more information in regards to the Study on Class II and the destination restaurant. Rep. Henning Garvin would like to see more numbers on the Class II and Class III including more breakdown on the demographic area. William Lowe is requesting additional pre-construction funding. He is alerting the Legislature to this because he will be bringing this up at the next Finance Committee Meeting. Rep. Kathyleen LoneTree-Whiterabbit would like Legislative Counsel to verify the status and that the contracts are in place with the entities that are listed.

Lynwood Update-William Lowe: Notification was given to the Nation in January 2015 to make corrections or to completion to the existing retention pond overflow structure within 90 days. An extension has been granted to June 30th. Work on the overflow structure has not been completed as only one bid has been received. The cost of the work to make corrections is approximately \$60,000. Rep. Matt Mullen asked to get renderings of the services that were to be done by the Engineering Company mentioned. Rep. Kathyleen LoneTree-Whiterabbit mentions Legislative Counsel check into getting an extension on the bid, and also if this is covered under the contract with Mr. Barofsky. Rep. Matt Mullen suggests to refer the Lynwood Update request to the Finance Committee. **MOTION** by Rep. Matt Mullen to refer the Lynwood Update to the Finance Committee. Second by Rep. Kathyleen LoneTree-Whiterabbit. 10-0-0 **MOTION CARRIED.**

FY 2016 Indian Housing Plan & Annual Performance Report of Ho-Chunk Nation and Ho-Chunk Housing Development Agency-Rep. Andrea Estebo Neil Whitegull, Executive

Director of HHCDa was present to provide an update. Discussion included the brush removal between the homes and adding replantation, and to add lighting in the Cottage Grove and Dells area to aid Crime Prevention. **MOTION** by Rep. Andrea Estebo to approve the FY 2016 Indian Housing Plan & Annual Performance Report of Ho-Chunk Nation and Ho-Chunk Housing Development Agency with corrections. Second by Rep. Henning Garvin. 10-0-0 **MOTION CARRIED.**

MOTION by Rep. Andrea Estebo to have the HHCDa IHP to Legislature for consideration 60 days prior to the submittal date each year. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**

LUNCH **MOTION** by Rep. Matt Mullen to break for lunch at 12:13 p.m. Second by Rep. Lori Pettibone. 10-0-0 **MOTION CARRIED.**

Call to Order: President Wilfrid Cleveland calls the meeting to order at 1:17 p.m.

Roll Call: President Wilfrid Cleveland-P
Rep. Andrea Estebo-P
Vice President Darren Brinegar -EX
Rep. David Greendeer-EX
Rep. Greg Blackdeer-(1:24)
Rep. Douglas Greengrass-EX
Rep. Lori Pettibone - P
Rep. Henning Garvin -P
Rep. Kathy DeCamp-P
Rep. Shelby Visintin -CC
Rep. Forrest Whiterabbit -P
Rep. Matt Mullen -P
Rep. Kathyleen Lone Tree-Whiterabbit -P
Rep. Robert TwoBears- P

Determination of Quorum: Quorum is established at 1:17 p.m.

Resolution-Cancellation of Land Lease on Lot #15 of Chakh Hah Chee North #439 T 2137 and Rescinding Resolution 11-08-05 C. **MOTION** by Rep. Kathyleen Lone Tree-Whiterabbit to adopt **Resolution 09-22-15A**, Cancellation of Land Lease on Lot #15 of Chakh Hah Chee North #439 T 2137 and Rescinding Resolution 11-08-05 C. Second by Rep. Robert Two Bears. 9-0-0 **MOTION CARRIED.**

Rep. Greg Blackdeer out of the room.

Resolution-Authorization of Land Lease on Lot #15 of Chakh Hah Chee North #439 T 2137 for Raena Rave and Christina Boswell. **MOTION** by Rep. Kathyleen Lone Tree-Whiterabbit to adopt **Resolution 09-22-15 B**, Authorization of Land Lease on Lot #15 of Chakh Hah Chee North #429 T 2137 for Raena Rave and Christina Boswell. Second by Rep. Robert Two Bears. 9-0-0 **MOTION CARRIED.**

Resolution-Requesting Wisconsin Department of Natural Resources (DNR) Funds Through the 2016 Urban Forestry Start Up Grant for An Elevate Risk Tree Removal Pruning and Replacement Program for Ho-Chunk Nation Communities. **MOTION** by Rep. Kathyleen Lone Tree-Whiterabbit to adopt **Resolution 09-22-15 C**, Requesting Wisconsin Department of Natural Resources (DNR) Funds Through the 2016 Urban Forestry Start Up Grant for an Elevated Risk Tree Removal Pruning and Replacement Program for Ho-Chunk Nation

Communities. Second by Rep. Henning Garvin. 9-0-0 **MOTION CARRIED.**

Rep. Greg Blackdeer arrives at 1:24p.m.

Resolution- Extension of Timeframe for the Negotiation and Approval of Final Term Sheet and Commitment Letter with PNC Bank for the Community Reinvestment Project. **MOTION** by Rep. Henning Garvin to table the Resolution for Extension of Timeframe for the Negotiation and Approval of Final Term Sheet and Commitment Letter with PNC Bank for the Community Reinvestment Project. Second by Rep. Kathyleen Lone Tree-Whiterabbit. 9-0-1 (Rep. Greg Blackdeer) **MOTION CARRIED.**

Amendment to the Agenda Nomination of Interim Director of Housing, Interim Director of Social Services and Interim Director of Education, Interim Director of Heritage Preservation and Interim Director of Department of Business. **MOTION** by Rep. Andrea Estebo to amend the Agenda to add the Nomination of Interim Directors for Housing, Social Services, Education, Heritage Preservation and Department of Business. Second by Rep. Henning Garvin. 7-0-3 (Rep. Kathy DeCamp, Rep. Forrest Whiterabbit, Rep. Shelby Visintin) **MOTION CARRIED.**

Resolution-Acceptance/Denial of Application of Myra Jo Price to be Interim Director of the Department of Housing. **MOTION** by Rep. Andrea Estebo to adopt **Resolution 09-22-15 D**, Application of Myra Jo Price to be Interim Director of the Department of Housing. Second by Rep. Kathyleen Lone Tree-Whiterabbit. 6-0-4 (Rep. Greg Blackdeer, Rep. Kathy DeCamp, Rep. Henning Garvin, Rep. Shelby Visintin) **MOTION CARRIED.**

Resolution-Acceptance/ Denial of Application of Chad Blackdeer to be Interim Director of the Department of Social Services. **MOTION** by Rep. Henning Garvin to adopt **Resolution 09-22-15 E**, Application of Chad Blackdeer to be Interim Director of the Department of Social Services. Second by Rep. Kathyleen Lone Tree-Whiterabbit. 8-0-2 (Rep. Kathy DeCamp, Rep. Greg Blackdeer) **MOTION CARRIED.**

Resolution-Acceptance/Denial of Application of Nehomah Thundercloud to be Interim Director of the Department of Education. **MOTION** by Rep. Lori Pettibone to adopt **Resolution 09-22-15F**, Acceptance of Application of Nehomah Thundercloud to be Interim Director of the Department of Education. Second by Rep. Kathyleen Lone Tree-Whiterabbit. 8-1(Rep. Kathy DeCamp)-1(Rep. Shelby Visintin) **MOTION CARRIED.**

Amendment to the Agenda Resolution-Confirmation of Myra Jo Price to the Position of Executive Director of the Department of Housing. **MOTION** by Rep. Andrea Estebo to amend the agenda and to add the Resolution-Confirmation of Myra Jo Price to the Position of Executive Director of the Department of

Housing Second by Rep. Lori Pettibone. 8-0-2 (Rep. Kathy DeCamp, Rep. Shelby Visintin) **MOTION CARRIED.**

Resolution- Confirmation of Myra Jo Price to the Position of Executive Director of the Department of Housing. **MOTION** by Rep. Andrea Estebo to adopt **Resolution 09-22-15 G**, Confirmation of Myra Jo Price to the Position of Executive Director of the Department of Housing. Second by Rep. Kathyleen Lone Tree-Whiterabbit. 6-0-4 (Rep. Greg Blackdeer, Rep. Kathy DeCamp, Rep. Henning Garvin, Rep. Shelby Visintin) **MOTION CARRIED.**

Amendment to the Agenda Nominations were received for Heritage Preservation and Department of Business, but no resolution. Mike Murphy, Legislative Counsel requests to table the two agenda items for after Executive Session. **MOTION** by Rep. Henning Garvin to table agenda item I.-Interim Nomination of Heritage Preservation and Item J. Interim Nomination of Department of Business. Second by Rep. Andrea Estebo. 9-0-0 **MOTION CARRIED.**

Rep. Forrest Whiterabbit out of the room.

DISTRICT MEETINGS: *Rep. Forrest Whiterabbit returns.*

Black River Falls Area Meeting: No motions.

La Crosse Area Meeting: No motions

Madison Area Meeting: **FYI:** **MOTION** by Marlys Whiteagle to have the Election Board Delegate (Edna Topping) and the Election Board Alternate (Cher Laubmeier) switch positions. **MOTION** by Rep. Andrea Estebo to refer to Office of the President and Department of Administration the **MOTION** by Marlys Whiteagle to have Administration Department look further into the grant funding opportunities promised by the former Executive Director of Administration for the Madison Community Building. Second by Rep. Henning Garvin. 10-0-0 **MOTION CARRIED.**

FYI: **MOTION** by Marlys Whiteagle to have the legislative set up another appointment with Title VII.

Baraboo Area Meeting Minutes: **MOTION** by Rep. Henning Garvin to refer to HHCDa the **MOTION** by Robert Mobley to amend the 2016 Indian Housing Plan additional units that are being planned for Indian Heights, to be moved to the Allan Casey Property as the infrastructure is already in place. Second by Rep. Andrea Estebo. 10-0-0 **MOTION CARRIED.**

MOTION by Rep. Henning Garvin to refer to HHCDa the **MOTION** by Molli Pauliott that HHCDa conduct research and report on all rental unit’s income guidelines and household sizes according to HHCDa guidelines. Second by Rep. Greg Blackdeer. 10-0-0 **MOTION CARRIED.**

MOTION by Rep. Henning Garvin to refer to Finance Committee the **MOTION** by Robert Funmaker to support a House of Wellness Halloween Party in the amount of \$5,000.00 Second by Rep. Kathyleen Lone Tree-Whiterabbit. 9-1(Rep. Lori

Pettibone)-0
MOTION CARRIED.
Wisconsin Dells Area Meeting- August 18, 2015: FYI:
MOTION by Verna Reider to form the Indian Heights Ordinance Workgroup to be chaired by Charles Hindsley.
MOTION by Rep. Kathy DeCamp to refer to Office of the President and Tribal Aging Unit the MOTION by Patti Ennis to support the travel expenses: per diem, hotel, mileage, and flights for Joann Jones Midwest National Indian Council of Aging. Second by Rep. Greg Blackdeer.
10-0-0 **MOTION CARRIED.**
Wisconsin Dells Area Meeting
MOTION by Rep. Kathy DeCamp to refer to HHCD, Office of the President and Ho-Chunk Police Department the MOTION by Roger Thundercloud that HHCD purchase two additional cameras for the Indian Heights community to be placed under the jurisdiction of the HCN Police Department. Second by Rep. Matt Mullen. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathy DeCamp to refer to Office of the President and Heritage Preservation the MOTION by Mister Walker to check on the status of the Cemetery in the Indian Heights Community. Second by Rep. Greg Blackdeer. 10-0-0 **MOTION CARRIED.**
Wisconsin Rapids Area Meeting:
MOTION by Rep. Kathy DeCamp refer to Department of Business, Office of the President, the MOTION by Nettie Kingsley to have the Player’s Club Rewards play “free play” reverted back to the way it was immediately. Second by Rep. Andrea Estebo. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathy DeCamp to refer to Department of Business and Office of the President the MOTION by Nettie Kingsley to have Robert Reider to be present (physically) to explain the changes in the Player’s Club Rewards play. Second by Rep. Robert Two Bears. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathy DeCamp to refer to Education Department and Office of the President the MOTION by Anita Naquayouma to have Laurel Meek present (physically) to the October Area Meeting with the following information: How many Ho-Chunks applied, how many Ho-Chunk got accepted, how many non-natives applied and got accepted, and the admission policy being used. Second by Rep. Andrea Estebo. 9-0-1(Rep. Shelby Visintin) **MOTION CARRIED.**
Green Bay Area Meeting – September 17, 2015
No motions
Noted-Incorrect minutes were received. The September 17, 2015 were not available for the next meeting.
Amendment to the Agenda Wittenberg Area Meeting Minutes-September 21, 2015
MOTION by Rep. Andrea Estebo to amend the agenda to add Wittenberg Area Meeting minutes of September 21, 2015. Second by Rep. Henning Garvin. 10-0-0 **MOTION CARRIED.**
Wittenberg Area Meeting-September 21, 2015
MOTION by Rep. Kathy

DeCamp to table the Wittenberg Area Meeting minutes of September 21, 2015 and Green Bay Area Meeting minutes of September 17, 2015, until the next Legislative Meeting. Second by Rep. Greg Blackdeer. 10-0-0 **MOTION CARRIED.**
Milwaukee Area Meeting: FYI:
MOTION by Bridgette Schultz to have one meeting on the 2nd full week Wednesday of every month.
MOTION by Rep. Shelby Visintin to refer to Office of the President and Youth Services the MOTION by Lynette Pettibone to see copies of receipts for Indian Awareness Week. Second by Rep. Kathy DeCamp. 8-1(Rep. Henning Garvin)-1(Rep. Andrea Estebo) **MOTION CARRIED.**
FYI:
MOTION by Ed Gleason to do no more ball dropping by anyone in the Nation.
MOTION by Rep. Shelby Visintin to refer to Office of the President and Department of Housing the MOTION by Heather Schultz that the Housing Department request funds from the Legislature to do upgrades and any other Maintenance work for the rental building located on 92nd Street in Milwaukee. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
FYI:
MOTION by Lynette Pettibone to have Alex Lange give written/oral report for the Election Board.
FYI:
The Chairman of the Election Board explained the Delegate and Alternate can give a written report when they are not present.
Chicago Area Meeting: MOTION by Rep. Matt Mullen to accept and refer to Office of the President and the Enrollment Committee the resignation letter of Mary Mullen as the Delegate. Second by Rep. Kathyleen Lone Tree-Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Matt Mullen to refer to the Finance Committee the MOTION by Sharon Casillas to request from the Legislature the amount of \$500.00 to set up potential craft \$500.00 for supplies. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Matt Mullen to refer to Office of the President the MOTION by Jo Ann Maney to request from the Office of the President TWO standard tribal flags for use at the branch office. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep Matt Mullen to refer to Office of the President and Department of Administration the MOTION by Erin Dall to expedite the process of the Chicago Branch Office’s sign, since the three bids are in. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
Minneapolis/St. Paul Area Meeting:
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to refer to the Finance Committee the MOTION by Danielle Delong to approve \$5,000 to the Dream of Wild Health, to continue this promotion with the Native American community of the Twin Cities area, out of Charitable Contributions. Second by Rep.

Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to refer to the Finance Committee the MOTION by Sarah White Eagle to approve of \$5,000 for the St. Paul Division of Indian Works. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to refer to the Finance Committee the MOTION by Danielle DeLong to approve \$2,000 towards the American Indian Cancer Foundation to launch their online store to generate income. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to refer to the Finance Committee the MOTION by Mark Stroessner to move to approve \$5,000 for the Minneapolis Division of Indian Works. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to refer to Office of the President the MOTION by Archie White Eagle to nominate and appoint Danielle DeLong as the District 5 representative from the Minneapolis/St. Paul Area and District 5 to the Education Board. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to refer

to the Finance Committee the MOTION by Anthony Gauthier, to assist the disabled tribal member with a manual wheelchair from the Disability Code’s restricted account. Second by Rep. Forrest Whiterabbit. 10-0-0 **MOTION CARRIED.**
Executive Session:
MOTION by Rep. Henning Garvin to go into Executive Session. Second by Rep. Greg Blackdeer. 9-0-0 **MOTION CARRIED.** Rep. Robert Two Bears out of the room. 2:23 p.m.
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to move to Open Session. Second by Rep. Lori Pettibone. 9-0-0 **MOTION CARRIED.** 5:57 p.m.
MOTION by Rep. Kathyleen Lone Tree-Whiterabbit to ratify all action taken in Executive Session. Second by Rep. Lori Pettibone. 9-0-0 **MOTION CARRIED.**
Resolution-Credit Application Signature Authority
MOTION by Rep. Lori Pettibone to adopt **Resolution 9-22-15 I**, Credit Application Signature Authority. Second by Rep. Kathy DeCamp. 8-0-1 (Rep. Kathyleen Lone Tree-Whiterabbit) **MOTION CARRIED.**
Resolution-Acceptance of Application of Carlyle Greendeer to be the Interim Director of the Department of Heritage Preservation.
MOTION by Rep. Lori

Pettibone to adopt **Resolution 9-22-15 J**, Acceptance of Application of Carlyle Greendeer to be the Interim Director of the Department of Heritage Preservation. Second by Rep. Kathy DeCamp. 8-0-1 (Rep. Kathyleen Lone Tree-Whiterabbit) **MOTION CARRIED**
Resolution- Acceptance of Application of David Abangan to be the Interim Director of the Department of Business
MOTION by Rep. Lori Pettibone to adopt **Resolution 9-22-15 K**, Acceptance of Application of David Abangan to be the Interim Director of the Department of Business. Second by Rep. Forrest Whiterabbit. 9-0-0 **MOTION CARRIED.**
Adjournment:
MOTION by Rep. Andrea Estebo to adjourn to Potawatomi Casino, Milwaukee, Wisconsin Tuesday, October 6, 2015 at 10:00 a.m. Second by Rep. Kathy DeCamp. 9-0-0 **MOTION CARRIED.**
The Legislative meeting adjourned at 6:02 p.m. Respectfully submitted by, Kathyleen Lone Tree-Whiterabbit, Tribal Secretary



*Did you ever dream of owning your own home?
Did you ever dream of being your own landlord?*

*Please come join us for the
HomeBuyers Education Class
Saturday, October 17th &
Saturday October 24th at the
Veterans Supportive Housing Building located at
W8699 Sandpillow Rd
Black River Falls, WI. 54615
10am - 2pm*

Back By Popular Demand

HHEDA's Home Buyer Education

*Please Contact Marjorie.whitman@ho-chunk.com
or at 608-374-1245*

PosterMyWall.com



Ho-Chunk Nation Department of Justice
W9814 Airport Road, P.O. Box 667
Black River Falls, WI 54615
Phone (715) 284-3170 - (800) 501-8039 - FAX (715) 284-7851

DATE: October 5, 2015

TO: President Wilfrid Cleveland
Vice President Darren Brinegar
Ho-Chunk Nation Legislature

Cc: Legislative counsel

FROM: Ho-Chunk Nation Attorney General Amanda L. WhiteEagle

RE: 2015 General Council Actions

Attorney General:
Amanda L. WhiteEagle

Tribal Counsel:
Michelle M. Greendeer-Rave
Wendi A. Huling

Tribal Attorneys:
Nicole M. Homer
Erik S. Shirceel
Bruce Elliott Reynolds
Angelia Naquayouma
Joseph Young

Tribal Prosecutor:
Rebecca L. Maki-Wallander

Paralegals:
Sue Thompson
Alana T. DeCora-Ayesh
Amanda Glasspoole

09-19-2015-02 To Establish the Department of Agriculture and Department of Natural Resources under the Executive Branch

The General Council retains the authority to request a secretarial election. *See* CONST. OF THE HO-CHUNK NATION (hereinafter CONST. or CONSTITUTION), Art. XIII, § 2. The CONSTITUTION “may be amended by a majority vote of the qualified voters of the Ho-Chunk Nation voting at an election called for that purpose by the Secretary of the Interior, provided, that at least thirty (30) percent of those entitled to vote shall vote in such election; but no amendment shall become effective until approved by the Secretary of the Interior or until deemed approved by the Secretary by operation of law. If the voters adopt the amendment(s), the Secretary of the Interior shall approve such amendment(s) within forty-five (45) days after the election unless the amendment(s) are contrary to applicable law.” *Id.*, Art. XIII, § 1.

The General Council previously delegated its authority to establish executive departments to the Legislature. *See id.*, Art. V, § 2(b) (“The Legislature shall have the power: . . . To establish Executive Departments . . .”). However, the General Council has previously requested that a department of the government be altered. *See General Council Resolution 10-11-03T* (separating the Department of Health and Social Services into the Department of Health and the Department of Social Services). The former Attorney General indicated that it required forwarding to the Secretary of the Interior. *See October 29, 2003 Opinion on General Council Resolutions* at 7-8. Amendment III adopted May 6, 2009 became effective June 20, 2009, and it separated the department. *See* CONST., Art. VI, §1(b). The Legislature adopted resolutions 10-21-09A and 10-21-09B, which adopted the establishment acts for the departments. A similar process could be followed regarding this resolution.

The General Council cast 1,461 votes, and the Resolution was **PASSED** with 899 Affirming, 449 Opposing, and 113 Abstaining.

09-19-2015-03 To Amend Election Code 2 HCC 6.

No action necessary; the resolution was defeated. The General Council cast 1,364 votes, and the Resolution was **DEFEATED** with 598 Affirming, 660 Opposing, and 106 Abstaining.

09-19-2015-04 To Add the Department of Veteran Affairs to become autonomously actualized and the Veteran Home Ownership Act become a programmatic reality

The General Council retains the authority to request a secretarial election. *See* CONST., Art. XIII, § 2. The CONSTITUTION “may be amended by a majority vote of the qualified voters of the Ho-Chunk Nation voting at an election called for that purpose by the Secretary of the Interior, provided, that at least thirty (30) percent of those entitled to vote shall vote in such election; but no amendment shall become effective until approved by the Secretary of the Interior or until deemed approved by the Secretary by operation of law. If the voters adopt the amendment(s), the Secretary of the Interior shall approve such amendment(s) within forty-five (45) days after the election unless the amendment(s) are contrary to applicable law.” *Id.*, Art. XIII, § 1.

On September 19, 2015, the Ho-Chunk Nation General Council held its annual meeting at the Alliant Energy Center in Madison, Wisconsin. The Department of Justice, through the Attorney General, traditionally prepares an opinion for the President and Legislature about each General Council Resolution. The purpose of the opinion is to assist the Legislature in determining what type of action, if any, can be taken on the resolutions. The official General Council minutes were provided by the General Council Secretary Iris Cleveland, and I received a copy on September 28, 2015.

Traditionally, opinions are not rendered on resolutions that failed to be adopted. Nonetheless, the defeat of a resolution does not mean that the General Council adopted the inverse of the resolution. Here is a detailed explanation of the power of the General Council, which was previously promulgated by the Department of Justice:

Power to Set Policy:

The General Council articulates policy through the voting process. A policy is not a law, and can only be carried out by enactment of law by the Legislature.

Power to Set General Council Procedures:

Procedures do not require an enactment of law, and it takes effect upon vote of the General Council.

Power Reserved Only to the General Council: The General Council retains two distinct powers that cannot be accomplished by any other branch of government; those are General Council Removal of Elected Officials and Enrollment Issues regarding certain types of re-enrollment and more specifically, removing ineligible tribal members from the Ho-Chunk Nation membership rolls. The General Council might consider placing such business close to the front of the agenda to insure that those duties specifically assigned to General Council get addressed at every Annual General Council Meeting. Clearly, it is up to the General Council itself to set their own agenda and this was previously suggested for future meetings.

The table below summarizes the constitutional powers of the General Council, which was also previously promulgated by the Department of Justice.

Powers of the General Council	General Council does NOT have the following powers
Set Policy	To Enact Law (power of the Legislature)
Review and Reverse Legislative Action and Return to Legislature for Reconsideration	To Appropriate Funds (power of the Legislature)
Establish Procedures for the General Council	To Enforce Laws and Administer Funds (power of the President)
Call Special Elections	To Review Actions for Hiring/Firing Personnel (Power of the President)
Remove Legislators	To Set Salaries, Terms and Conditions of Employment for Government Personnel (power of the Legislature)
Remove the President	To Set Legislative Procedures, Officers, or Codes of Conduct (power of the Legislature)
Propose Amendments to the CONSTITUTION OF THE HO-CHUNK NATION by calling for a Secretarial Election	To Select and Hire Personnel (power of the President)
Remove Ineligible Tribal Members from the Membership Roll	

2015 GENERAL COUNCIL ANALYSIS

09-19-2015-01 Constitutional Amendments to Article V, § 2(C) & Article VI, § 2(E)

No action necessary; the resolution was defeated. The General Council cast 1,410 votes, and the Resolution was **DEFEATED** with 450 Affirming, 787 Opposing, and 173 Abstaining.

The General Council previously delegated its authority to establish executive departments to the Legislature. *See id.*, Art. V, § 2(b) (“The Legislature shall have the power: . . . To establish Executive Departments”). However, the General Council has previously requested that a department of the government be altered. *See General Council Resolution 10-11-03T* (separating the Department of Health and Social Services into the Department of Health and the Department of Social Services). The former Attorney General indicated that it required forwarding to the Secretary of the Interior. *See October 29, 2003 Opinion on General Council Resolutions* at 7-8. Amendment III adopted May 6, 2009 became effective June 20, 2009, and it separated the department. *See* CONST. OF THE HO-CHUNK NATION (hereinafter CONST. or CONSTITUTION), Art. VI, §1(b). The Legislature adopted resolutions 10-21-09A and 10-21-09B, which adopted the establishment acts for the departments. A similar process could be followed regarding this resolution.¹

The General Council retains the authority to allow for binding policy, and if the General Council, as policy, wishes that the Veterans Affairs Committee determine, which veterans receive homes, then the Legislature is able to modify its current law to do so.² The Legislature would work in partnership with Veterans Affairs Committee and the Housing Department to ensure that appropriate criteria is written and adopted into the law. Nonetheless, the resolution was silent with regards to the functional expertise possessed by the Ho-Chunk Nation Department of Housing, and thus it remains intact. The Housing Department provides “centralized leadership to develop housing opportunities using funds allocated for this purpose strategically and efficiently, improving the use of socio-economic resources, and by creating unified goals and objectives stimulating durable housing options which benefit Ho-Chunk members by improving access to safe and affordable housing. Develop housing opportunities creating self-sufficiency/ sustainability.” DEPARTMENT OF HOUSING ESTABLISHMENT AND ORGANIZATION ACT OF 2011, 1 HCC § 7.

With regards to compensation, to the extent that the Veterans Affairs Committee commissioned technical writing assistance for the Veterans Home Ownership Act, then presumptively, the parties entered into a written or oral contract regarding this matter. The Legislature “negotiate(s) and enter(s) into . . . contracts, and agreements with . . . individuals.” CONST., Art. V, §2(i). If there is an issue of non-payment, then the matter may become justiciable. The Ho-Chunk Nation Trial Court has “original jurisdiction over all cases and controversies.” *Id.*, Art. VII, § 5(a). If a contract was not entered, then it becomes a legislative

1 However, the placement of the word “autonomous” is curious; it is unclear as to whether the draftsman meant for this to mean that the department would be autonomous compared to the division, or alternatively, that the department would be autonomous compared to other departments. The latter is not an option, and would cause concerns amongst the executive departments.

2 The draftsman made reference to the fact that this matter has been outstanding for four years. *See General Council Resolution 09/19/2015-04* at 1. Furthermore, the resolution also included a threat of litigation, if it is not accomplished within seventy-five days, which cited to the CONSTITUTION, Article IV, § 3. *Id.* at 2. This is problematic and erroneous, and will not occur within a seventy-five day timeframe. The resolution requested the establishment of a Department of Veteran Affairs, which requires a secretarial election.

decision as to whether or not to compensate an individual. CONST., Art. V, §2(i), *see also HCN Treasury Dep’t. et al. v. Corvettes on the Isthmus*, SU 07-03 (HCN S. Ct., Nov. 19, 2007) (a party must be able to demonstrate that it had the properly delegated authority to enter into a contract).

The General Council cast 1,148 votes, and the Resolution was **PASSED** with 678 Affirming, 320 Opposing, and 150 Abstaining.³

09-19-2015-05 To approve General Council and General Council budget for the fiscal year 2016-2017.

No action necessary; the resolution was defeated. The General Council cast 1,560 votes, and the Resolution was **DEFEATED** with 463 Affirming, 952 Opposing, and 145 Abstaining.

09-19-2015-06 To endorse the Declaration of Extraterritoriality

The General Council retains the power to set policy for the Nation, and the people have laudable trepidations regarding the Nation’s future environment and communities within the State of Wisconsin, which is evidenced by the nearly seventy-five percent support of this resolution. The General Council endorsing the “Declaration of Extraterritoriality” essentially adopted the policy “to counteract the threat to the air, water, and land and the toxicity which this industry (referring to sand mining relating to the oil fracking industry) effects upon [*sic*] our people. *See General Council Resolution 09/19/2015-06* at 2.

The General Council cast 1,447 votes, and the Resolution was **PASSED** with 1,071 Affirming, 209 Opposing, and 167 Abstaining.

09-19-2015-07 For General Council the third Saturday of every September annually.

The General Council delegated its authority to the President with regards to the Annual Meetings; the President is the only person referenced in the provision. *See* CONST., Art. IV, § 5. The president will call the Annual Meeting and Special Meetings. *Id.* The General Council will meet at least one time each year, and the President provides notice for all Annual Meetings of the General Council. *Id.* The interpretation of this provision turns on the definition of “call.” If a governor or a mayor calls a meeting to discuss issues, then theoretically a governor or a mayor or his or her respective staff schedules particulars, *i.e.*, date, time, place, etc.

To provide for clarity and to inhibit confusion, the resolution should have requested a constitutional amendment and a secretarial election. The President may use his or her discretion and call the Annual Meeting to occur on the third Saturday of September annually at the time and place of his or her choosing; however, he or she may not be beholden to this date.

The General Council cast 1,468 votes, and the

3 A purported procedural concern occurred during this vote. Apparently, the timer stopped during the vote as it lacked quorum. Neither the General Council Meeting Procedures (2007), nor the General Council By-Laws address this matter. Ideally, the General Council should address their wishes on this matter as to the protocol desired when quorum is not met for the vote.

Resolution was **PASSED** with 939 Affirming, 384 Opposing, and 145 Abstaining.

09-19-2015-08 The Legalization and Sale of Marijuana on tribal lands

Last December, the U.S. Justice Department issued a memorandum, which purportedly gave a “yellow light” to marijuana legalization on tribal land, and it indicated that it would treat tribal lands and reservations akin to states in determining the enforceability of the Controlled Substances Act.⁴

Under Public Law 280, enacted by Congress in 1953, certain states have jurisdiction over crimes committed on tribal lands within their borders, and Wisconsin is a PL-280 state. Wisconsin maintains criminal jurisdiction granted to it by Congress.⁵ If a tribe started growing and selling marijuana in Wisconsin, where the plant is banned, anyone involved in that business would be subject to arrest under state law. The Ho-Chunk Nation does not retain the ability to wholesale legalize marijuana for all purposes, including recreational usage.

In April 2014, Wisconsin passed 2013 Wisconsin Act 267, which allowed for cannabidiol as treatment for a seizure disorder. However, the Act has been criticized for the hurdles created, mainly that “[i]f the federal food and drug administration issues an investigational drug permit, the controlled substances board shall approve which pharmacies and physicians may dispense cannabidiol to patients.” WIS. STAT. §961.34(2)(a). Alternatively, “[i]f cannabidiol is removed from the list of controlled substances, or if cannabidiol is determined not to be a controlled substance, under schedule I of 21 U.S.C. 812 (c), the controlled substances board shall approve which pharmacies and physicians may dispense cannabidiol to patients as treatment for a seizure disorder.” *Id.*, §961.34(2)(b). The criticism has been that receiving a FDA Investigational license is a high hurdle. To date, the FDA has not approved a marketing application for marijuana for any indication. The FDA generally evaluates research conducted by manufacturers and other scientific investigators. As laid out in the Federal Food, Drug, and Cosmetic (FD&C) Act, the FDA is to review data submitted to it in an application for approval to assure that the drug product meets the statutory standards for approval.⁶

4 In 2013, the U.S. Justice Department issued the “Cole Memorandum,” which indicated that the DOJ would focus on its prosecution efforts on marijuana-related activities that threatened the following federal priorities preventing: 1) the distribution of marijuana to minors; 2) revenue from the sale of marijuana from going to criminal enterprises; 3) the diversion of marijuana from states which have legalized its use to those which have not; 4) marijuana transactions from being used as cover or pretext for other illegal activities; 5) violence and the use of firearms in cultivation and distribution; 6) drugged driving and other adverse public health consequences; 7) cultivation on public lands and the attendant public safety and environmental concerns; and 8) marijuana possession or use on federal property.

5 At the General Council, tribal members made reference to action taken by the Menominee Nation. However, the Menominee Nation is not subject to Public Law 280, as the Menominee Nation was terminated in the mid-1950s, and sought restoration in the 1970s.

6 The FDA has approved Marinol for therapeutic uses in the United States, including for the treatment of anorexia associated with weight loss in AIDS patients. Marinol includes the active ingredient dronabinol, a synthetic delta-9- tetrahydrocannabinol (THC) which is considered the psychoactive component of marijuana. Another FDA-approved drug, Cesamet, contains the active ingredient nabilone, which has a chemical structure similar to THC and is synthetically derived.

The fact that the State of Wisconsin has made efforts to de-criminalize cannabidiol, indicates that the Nation could take a stance that it falls into a civil, regulatory matter with regards to medicinal usage. Under *California v. Cabazon Band of Mission Indians*, state P.L. 280 jurisdiction does not extend to regulatory matters, which may include marijuana statutes. The critical and unanswered question is whether legalizing cannabidiol transforms what is typically a criminal statutory scheme to a regulatory one. If a court finds that state marijuana laws are regulatory in nature, those laws would not extend onto tribal lands. That said, marijuana, even medical marijuana, remains illegal under federal law. Even if the state may not prosecute, the federal government may choose to do so if Cole Memorandum priorities are threatened.

The Nation’s policy can be to “research all possibilities” regarding the legalization and sale of marijuana on tribal lands. However, the General Council cannot mandate the end result of legalization and sale of marijuana on tribal lands. The General Council authorized “the legislative branch to make laws and appropriate funds,” and authorized the “executive branch to enforce the laws and administer funds.” CONST., Art IV, § 2. The officials of the Nation have taken an oath of office to “uphold the Constitution of the Ho-Chunk Nation; . . . secure our rights, advance the general welfare, safeguard our interests, sustain our culture, promote our traditions and perpetuate our existence and secure the natural and self-evident right to govern ourselves, . . . perform the duties of my office on behalf of the Ho-Chunk Nation with honor, dignity and sincerity.” ELECTION CODE, 2 HCC §6.22b. Arguably, if the Legislature enacted a law, which required the “end result” of legalization and sale of marijuana on tribal lands, it could jeopardize the tribe’s general welfare.

The General Council cast 1,607 votes, and the Resolution was **PASSED** with 1,013 Affirming, 544 Opposing, and 50 Abstaining.

09-19-2015-09 To Amend the Ho-Chunk Nation Constitution and provide for Rights of Nature.

The General Council retains the authority to request a secretarial election. See CONST., Art. XIII, § 2. The CONSTITUTION “may be amended by a majority vote of the qualified voters of the Ho-Chunk Nation voting at an election called for that purpose by the Secretary of the Interior, provided, that at least thirty (30) percent of those entitled to vote shall vote in such election; but no amendment shall become effective until approved by the Secretary of the Interior or until deemed approved by the Secretary by operation of law. If the voters adopt the amendment(s), the Secretary of the Interior shall approve such amendment(s) within forty-five (45) days after the election unless the amendment(s) are contrary to applicable law.” *Id.*, Art. XIII, § 1.

The General Council retains the power to set policy for the Nation, and the people have laudable trepidations regarding the Nation’s future environment and communities within the State of Wisconsin. The Resolution states “the Nation has a desire to protect the environment and the rights of nature from commercial activities that pollute the environment, which has caused climate [*sic*] a loss of natural resources necessary for continued survival.” See *General Council Resolution 09/19/2015-09* at 1. Based upon this policy, the General Council wished to add “constitutional rights to protect the rights of nature and add a

provision” under the Bill of Rights. *Id.*

Initial research indicates that the Republic of Ecuador adopted this concept in 2008.⁷ Apparently, Juliee de la Terre of Viterbo University has been

7 CONSTITUTION OF THE REPUBLIC OF ECUADOR, Title II, Chapter seven: rights of nature

Article 71. Nature, or Pacha Mama, where life is reproduced and occurs, has the right to integral respect for its existence and for the maintenance and regeneration of its life cycles, structure, functions and evolutionary processes.

All persons, communities, peoples and nations can call upon public authorities to enforce the rights of nature. To enforce and interpret these rights, the principles set forth in the Constitution shall be observed, as appropriate.

The State shall give incentives to natural persons and legal entities and to communities to protect nature and to promote respect for all the elements comprising an ecosystem.

Article 72. Nature has the right to be restored. This restoration shall be apart from the obligation of the State and natural persons or legal entities to compensate individuals and communities that depend on affected natural systems.

In those cases of severe or permanent environmental impact, including those caused by the exploitation of non-renewable natural resources, the State shall establish the most effective mechanisms to achieve the restoration and shall adopt adequate measures to eliminate or mitigate harmful environmental consequences.

Article 73. The State shall apply preventive and restrictive measures on activities that might lead to the extinction of species, the destruction of ecosystems and the permanent alteration of natural cycles.


The introduction of organisms and organic and inorganic material that might definitively alter the nation’s genetic as-sets is forbidden.

assisting the Ho-Chunk Nation in this endeavor. See *Ho-Chunk Nation Amends constitution to Add Environmental Protections: ‘Rights Of Nature’ Provision Designed to Strengthen Legal Standing* (Sept. 28, 2015). Rights of nature appears to be a legal term of art. Traditional environmental regulatory systems regards nature as property and manages the degradation of the environment rather than precluding it. The CONSTITUTION OF THE REPUBLIC OF ECUADOR recognizes the absolute rights of ecosystems to flourish and exist, gives citizens the authority to petition on the behalf of ecosystems, and requires the government to remedy violations of these rights. Ms. de la Terre purportedly stated to the media that “the rights of nature concept has had legal success in South America and tribal members said they’re confident the resolution will hold up in U.S. federal courts.” *Id.*

The General Council cast 1,268 votes, and the Resolution was **PASSED** with 893 Affirming, 182 Opposing, and 193 Abstaining.

Article 74. Persons, communities, peoples, and nations shall have the right to benefit from the environment and the natural wealth enabling them to enjoy the good way of living.

Environmental services shall not be subject to appropriation; their production, delivery, use and development shall be regulated by the State.



WISCONSIN DEPARTMENT OF JUSTICE

PREScription DRUG

TAKE BACK EVENT

October 17, 2015

LOCATION: COMMUNITY BLDG., W8813 MISSION RD. BRF

TIME: 10:00 A.M. – 2:00 P.M.

HOSTED BY: HO-CHUNK NATION POLICE DEPARTMENT

LOCATION: LEGION POST-11046 N. REEDSBURG ROAD, BARABOO

TIME: 10:00 A.M. – 2:00 P.M.

HOSTED BY: HO-CHUNK NATION POLICE DEPARTMENT

Safely dispose of all unwanted, unneeded or expired medications.

Participants may dispose of solid, non-liquid medication(s) by removing the medication from its container and disposing of it directly into a disposal box or into a clear sealable plastic bag. Blister packages are acceptable without the medications being removed. Liquids, creams and sprays must be in their original packaging.

BRING:

Prescription (controlled and non-controlled) and over-the-counter medications, ointments, patches, non-aerosol sprays, creams, vials and pet medications.

DO NOT BRING:

Illegal drugs, needles/sharps, inhalers, aerosol cans, bio-hazardous materials (anything containing a bodily fluid or blood), mercury thermometers, personal care products (shampoo, soaps, lotions, sunscreens, etc), household hazardous waste (paint, pesticides, oil, gas).

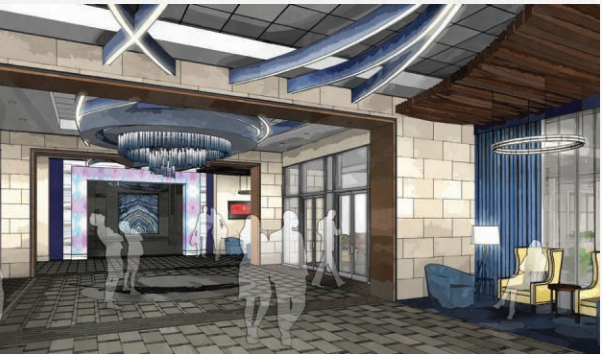
HO-CHUNK FORWARD

PROGRESS IS ON THE HORIZON




Extensive renovations are approved at four Ho-Chunk Gaming properties: Black River Falls, Wittenberg, Nekoosa, and Wisconsin Dells.

We are excited to welcome you into our new and improved facilities. Construction is scheduled to begin in Spring 2016. Follow along as we move Ho-Chunk Forward.



VISIT HO-CHUNKFORWARD.COM, FACEBOOK, AND TWITTER TO KEEP UP ON THE PROGRESS.

Don't forget to sign up for our e-newsletter.



HO-CHUNK NATION

DIVISION OF VETERANS AFFAIRS

Veterans Affairs Advisory Board

Special Meeting

Date:

October 21, 2015

Time:

10:00 a.m.

Location:

TOB-Veterans Affairs Division
Conference Room

The Division of Veterans Affairs encourages
all veterans and interested individuals to attend.

Should you have any questions comments or concerns please contact the
Division of Veterans Affairs at (715)284-4365 Ext#1355.

This meeting notice is posted in accordance with the
Ho-Chunk Nation Open Meetings Act.

POSTED : September 30, 2015

P.O. BOX 667, W9814 AIRPORT ROAD, BLACK RIVER FALLS, WI 54615
PH. (866) 505-4793 FAX (715) 284-5934

NOTICE

Attention: Ho-Chunk Nation Bar Members,
Lay Advocates & Tribal Members

The Ho-Chunk Nation Supreme Court hereby provides you notice and an opportunity to comment upon proposed changes to the Ho-Chunk Rules of Judicial Ethics. The proposed changes can be found at: <http://www.ho-chunknation.com/government/judiciary/judicial-rules.aspx>
Any comments must be sent to Supreme Court Clerk Lisa Peters at Lisa.Peters@Ho-Chunk.com within thirty (30) days of the publishing of this issue of the Hocak Worak.

Notice of HHCDA
Monthly Meeting

October 22, 2015

Ho-Chunk Housing & Community
Development Agency (HUD Housing)

HHCDA Commissioners Lee Brown Jr., Karena Thundercloud, Colin Carrimon, Francis Decorah, Martin Littlewolf Jr., Leonard Walker, Gerald Cleveland, Robert Funmaker, Cheri Byhre, Mike Goze and John Dall. Will meet on Thursday, October 22nd, 2015, at 5:00 PM, at the HHCDA Office in Tomah (Corner of Monowau Street & Sime Avenue). Agenda items by noon on Thursday, October 14th, 2015 to the Board Secretary at 608-374-1245, extension 222.

NOTICE OF VACANCY

Ho-Chunk Nation Tribal Aging Unit Elderly Advisory
Board Member (1 vacancy)

District 5: Chicago Area


According to Ho-Chunk Tribal Aging Unit Advisory
Board Establishment Act and Organization Act;

Terms: Board members shall serve for a three (3) year term and may serve more than one (1) term.

Selection/Appointment: The members of the TAU Board shall be selected by the Elders from each of their respective Districts. Each District shall choose its member selection process.

The election will be held at the Chicago Branch Office, 4738 N. Milwaukee Avenue, Chicago, IL, on November 09, 2015, 5:30pm-9:00pm, telephone # (773) 202-8433.


You may Contact Gregory Blackcoon or Annette Littlewolf at 715-284-0811 for further information.



NEW HORIZONS

WISCONSIN TRIBAL TRANSPORTATION CONFERENCE

ENHANCING PARTNERSHIPS AND CREATING NEW OPPORTUNITIES



Annual Tribal
Transportation Conference

November 3-4, 2015

Radisson Hotel and Convention Center
Green Bay, WI

The 2015 Wisconsin Tribal Transportation Conference is set for Nov. 3 – 4 at the Radisson Hotel and Convention Center in Green Bay. The annual event is sponsored by the Wisconsin Department of Transportation’s (WisDOT) Office of Business Opportunity and Equity Compliance, Tribal Affairs, along with the WisDOT Inter-Tribal Task Force.

This is a tremendous opportunity for state, tribal, federal and transportation construction professionals to enhance their knowledge of governmental and transportation initiatives impacting Wisconsin’s 11 Native American tribes.

Sessions will include how to do business with WisDOT, transportation safety, cultural resources and preservation, and federal Indian law and tribal transportation projects.

To register, or for more information, go to the WisDOT website (www.2015wttc.eventbrite.com) or contact WisDOT Tribal Liaison Kelly Jackson at (608) 266-3761.

for more information go to: wisdottribaltaskforce.org

NOTICE OF VACANCY

Ho-Chunk Nation Tribal Aging Unit Elderly Advisory
Board Member (1 vacancy)

District 1: Black River Falls Area

According to Ho-Chunk Tribal Aging Unit Advisory
Board Establishment Act and Organization Act;

Terms: Board members shall serve for a three (3) year term and may serve more than one (1) term.

Selection/Appointment: The members of the TAU Board shall be selected by the Elders from each of their respective Districts. Each District shall choose its member selection process.

The election will be held at the Black River Falls TAU mealsite on October 29, 2015, 7:30am-12:30pm

You may Contact Gregory Blackcoon at 715-284-0811 for further information.



Ho-Chunk Nation Election Board

Notice of Vacancy and Deadline
For Districts to Nominate One (1) Election Board Delegate
and One (1) Election Board Alternate

Districts		Number of Election Board Delegate	Alternate
District 2:	Baraboo	1	1
	Lacrosse	1	1
	Madison	1	1
	Tomah	1	1
District 4:			
	Milwaukee	1	1
Total		5	5

TERMS: All Election Board members shall serve terms of two (2) years. Election Board members may serve more than one term.

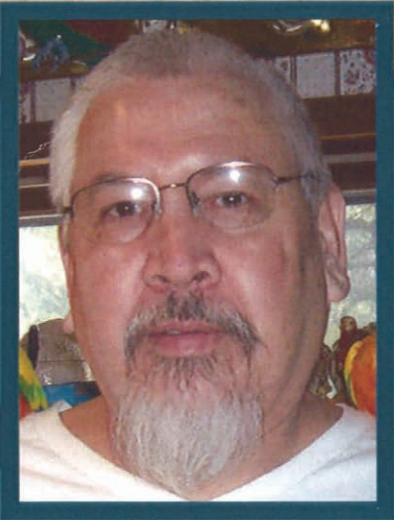
NOMINATIONS: Nominations for one (1) Election Board Delegate and one (1) Election Board Alternate to represent each District must be voted upon during your District’s November or December’s monthly meeting.

The District’s meeting minutes must include each District’s nomination for Election Board Delegate and Election Board Alternate. The minutes must be received at the Election Board Office no later than 4:00 PM – FRIDAY, December 18, 2015.

HO-CHUNK NATION ELECTION BOARD OFFICE
206 S. Roosevelt Road
P.O. Box 756
Black River Falls, WI. 54615

715/284-8900 • 800/890-0583 • 715/284-8600 Fax

This notice has be posted 30 days before nominating a Delegate/Alternate, Posted 10/5/2015



In Loving Memory Of
Eugene Topping Sr.
February 22, 1945 - September 26, 2015

Many people came and I don't want to miss saying
"Thank You".
Sincerely,
Cheryl Topping

Maa Gisgap Reehi

**38TH ANNUAL
VETERANS DAY POW-WOW**
VOLK FIELD CAMP DOUGLAS, WI
**IN HONOR OF ALL VETERANS
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MEAL PROVIDED BY D.O.R.A.
1300
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POW-WOW GRAND ENTRY
1700
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SATURDAY NOV. 7, 2015
POW-WOW INFORMATION
HOST DRUM:
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OPEN DRUM
FAMILY VETERAN SONGS
TRADITIONAL GIVEAWAYS
FUNDRAISERS
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Alcohol or drug use is strictly prohibited. Organizers and event hosts are not responsible for any personal items or property

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Mark Lindsay to perform at Ho-Chunk Gaming on October 18

Ken Luchterhand
Staff Writer

When it comes to being devoted to your career, hardly anyone can top Mark Lindsay. Over the course of more than seven decades, music has been his only choice.

Mark Lindsay, former lead singer of Paul Revere and the Raider, will be performing at 3:30 p.m. and 7:30 p.m. Sunday, October 18, at Ho-Chunk Gaming – Black River Falls. Also singing that night will be Gary Puckett and the Union Gap.

He and his wife, Deborah, presently live in Maine.

“I live as far east as you can get and still be in the United States,” he said.

His long love of music, and performances, stretched back to the time before he even entered elementary school.

“When I was 4 years old, my mother took my sister and me to a park to watch a band play in the summertime and the band didn’t show up. So, the emcee gets on the mic and says, ‘Well, it looks we’re kind of short of entertainment. Can anyone tell stories, or sing or anything?’ My mom raised her hand and said, ‘My two kids can sing.’”

The two young children got up and sang “You are my sunshine” in harmony. And when they were through, the audience applauded.

“I remember thinking, ‘Wow, this is great,’” Lindsay said. “All these people were smiling and laughing and clapping and it was a big glow. And I thought, ‘Well, this is what I want to do.’”

But that dream was put on hold, but not for very long. When he was 15, he got a chance to sing professionally.

“My first professional gig was in Rockabilly Center with a country group called ‘Fred Chapman and the Idaho Playboys’ in Idaho,” Lindsay said.

He was actually watching the band perform and, when he saw Chapman leave the stage for a short time, he persuaded that other band members to allow him to sing a few songs with them. One of the band members was known as Paul Revere.

The next day, Revere came to the McClure Bakery to buy supplies for a hamburger restaurant that Revere owned. It also was where Lindsay was working. The two talked and developed a relationship that would take them far into the future.

“He and I started the group back in 1958 and it was start-

ed as ‘The Downbeats’ and then we changed the name to ‘Paul Revere and the Raiders.’ Actually the record company did because they thought it had more of a catchy name,” Lindsay said. “The owner of the label said, ‘The Downbeats’ is okay, but everyone knows who Paul Revere is. At first, Revere didn’t want to use his name because his name was actually Paul Revere Dick.”

When he was in grade school, all the kids would say, “Paul Revere – where’s your horse?” So, he dropped the “Paul” and went by “Revere Dick,” which he thought was cooler and he didn’t get teased about it,” Lindsay said. But when they signed the first record contract, the producer said “Sign your full legal name” and he said “Paul Revere Dick. Paul Revere. Now everyone knows who Paul Revere was.” So the producer suggested they change the name to “Paul Revere and the Nightriders.”

“We thought that sounded too much like a country band, so it became ‘The Raiders’ and Paul hated it at first, but I think he grew into it. He actually changed his named legally some years later,” Lindsay said.

He first had the belief that he had truly made it as a performer when a record he performed on hit the airwaves.

When they released their first single, they were still performing in Idaho, and their first single was “Beatnik Sticks” and the flip side was an instrumental where he played tambourine. It got played on the radio in Caldwell, Idaho, where they were living.

“When I heard that on the air, because I was hearing all the records that were hits, to me, hearing our record on the air was almost as good. I thought, ‘Heck, we’re as good as all these other artists. Of course, our record was only getting played in Caldwell, Idaho, and not all over the United States. It hit regionally in two places, but it was one of the biggest thrills – to hear yourself on the air for the first time,” he said.

But as his career advanced, so did his goals. He began to branch out on his own.

“I was recording, as the lead singer, with Paul Revere and the Raiders and with every song the Raiders had. But, one of the guys at CBS suggested that I, not leave the Raiders, but start doing some

solo work on my own in addition to the Raiders,” he said.

“So, I had the hit ‘Arizona,’ which was a big gold record for me, and he calls me into his office and said, ‘I’ve got your next single.’ And he plays ‘Indian Reservation.’ I said, ‘I know this song. Don Fardon had it out six months ago and it didn’t even make it to the top 50.’”

Fardon told him it’s a big hit in England and he thought he could really pull it off. He also asked him if he had some Native American in him.

“I said, ‘Yeah, I am an eighth Cherokee,’” Lindsay said. “He told me, ‘Well, you’re going to cut this song.’ I went, ‘Okay.’”

Because of a disagreement between his producer and a record representative, Lindsay was informed that he couldn’t produce any more records on the label. He was told to produce it himself.

“No, no, I can’t produce myself,” Lindsay said. “I can produce the Raiders, but that’s one step beyond, you know. It would be very hard to be objective by producing myself.”

He was told he needed to get the record out and that was the only way.

“So, I went in and cut it. When I got done with the session, I just loved the record. I thought it was very timely. Bury my heart at Wounded Knee was number one on the New York Times Best Seller List. And the plight of the Native American Indians was in the headlines and there was a big uproar about how shabbily they had been treated. So it was a perfect time for it,” Lindsay said.

“But when I got through with the record, I loved it. I wasn’t sure if I loved it because I was interested in that theme and have some Native American blood, or whether that some was really that good. So I kept hemming and hawing about releasing it,” he said.

He was told to put it out as “The Raiders,” if he didn’t want to use his own name.

“So, that’s the way it came out and it was the biggest selling single in the history of CBS Records to that time, and the biggest selling single the Raiders weren’t on. It was supposed to be a Mark Lindsay single, but it wasn’t,” he said. “It was the biggest record we ever had.”

It was the biggest single ever released until Michael Jackson’s “Billy Jean,” and that outsold “Indian Reserva-



Mark Lindsay is best known for hit songs such as ‘Arizona’ and ‘Indian Reservation.’ He will be performing on Sunday, October 18 at Ho-Chunk Gaming – Black River Falls.

tion,” but that was about a decade later.

“That’s my favorite,” he said. “I always liked the song, it’s a wonderful message, and I’m very proud of the production and the way it all came out. I mean, I like all the hits we’ve had, but it has to be my favorite.”

He doesn’t consider himself done in the music industry.

“If I heard the right song, I’d cut it tomorrow,” Lindsay said. “I still am recording things, but mainly because the way the record industry is today – there isn’t a record industry – these things are on iTunes or whatever. But I cut a CD a couple years ago, so I’m still recording stuff.”

He still enjoys performing and as long as he can get up and he likes doing it and the crowd likes it, he’ll continue to do it. He was with the “Happy Together Tour” this last summer and mainly he performs during the summer, about 50-60 performances and then during the offseason he’ll do a few dates here and there but not steady, he said.

“I play the Ho-Chunk Casino (in Black River Falls) on the ‘Happy Together Tour’ about three years ago. So this will be my second or third time up there,” Lindsay said.

He writes many of his songs and often gets his inspiration during his quiet time.

“They just sort of come. I used to be out running or walking and I’d get a tagline in my head and it kind of comes from there,” Lindsay said. “The lyrics and the melody kind of come at the same time. So mostly it comes to me when I’m in motion, when I’m out walking or doing something that’s very repetitive and your mind takes off. I used to write (while playing) guitar or piano, but you don’t want to hear me play either of those instruments because I’m terrible.”

Now he writes in his mind first and he’ll finish the whole song, lyrically and melodically, all in his head.

“And when I get everything done, I’ll go back and work on it off and on until I get it all finished and then I’ll go in to record it,” he said. “I do it all without an instrument until I’m through with it and then I record it.”

He said he’s looking forward to performing at Ho-Chunk Gaming – Black River Falls and hopes there is a good turn-out

“I have a good kick-ass rock band from the east coast and that’s who will be with me at the Ho-Chunk,” he said.